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#11

In re Application of
Raymond F. Shinazi et al
Serial No.: 09/879,854
Filed: June 12, 2001
Attorney Docket No.: 18085.105093

: PETITION DECISION

This is in response to the petition under 37 CFR 1.181, filed October 20, 2003, for withdrawal of abandonment of the above identified application based on filing of a timely reply.

A review of the file history shows that the examiner mailed an Office action to applicants on April 16, 2003, setting a one month shortened statutory period for reply. The examiner mailed a Notice of Abandonment to applicants on September 8, 2003, more than a month in advance of the expiration of the six month statutory period for reply. Applicants replied on October 20, 2003 (Certificate of Mailing dated October 16, 2003), including a request for a five month extension of time and fee therefor and this petition. In view of the timely reply the Notice of Abandonment was mailed prematurely and in error and is withdrawn and the application is restored to pending status with the mailing of this decision

The petition is **GRANTED**.

The application will be forwarded to the examiner for further action.

Should there be any questions about this decision please contact William R. Dixon, Jr., by letter addressed to Director, TC 1600, at the address listed above, or by telephone at 571-272-0519 or by facsimile sent to the general Office facsimile number.


Bruce M. Kisliuk
Director, Technology Center 1600